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C.F-100-

IN THE HONOURABLE CHHATTISGARH HIGH COURT OF JUDICATURE AT BILASPUR

WRIT PETITION No. 2003 / 2001.

PETITIONER: Sanjay Kumar Devangan S/o Late G. L. Devangan, aged about 31 years, R/o Shantinagar, Sakari, P.O. Sakari, Tahsil & District: Bilaspur, Chhattisgarh.

Versus

RESPONDENTS: 01. State of Chhattisgarh, Through: it's Principal Secretary, Water Resources Department, State Secretariat, DKS Bhawan, Raipur, Chhattisgarh.

02. Engineer in Chief, Water Resources Department, Raipur, Chhattisgarh.

03. Chief Engineer, Minimata Bango Project, Bilaspur, Chhattisgarh.

04. District Collector, Bilaspur, Chhattisgarh.

P. R. No. 1860/01 S.
Presented by Shri M.L. Devangan
on 10.9.2001

WRIT PETITION U/A 226 OF THE CONSTITUTION OF INDIA.

(28)

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उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

W.P. No. 2003/2001.

मामला क्रमांक ..... **सन् 200**

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अंतिम आदेश
	18.6.2002 Petitioner by Shri M.K.Beg, Advocate. State by Shri Ranbir Singh, Govt. Advocate. Heard. Petitioner's father who was serving as Divisional Superintendent (Mandal Adhikshak) in the office of the Chief Engineer, Water Resources Department, Bilaspur; died on 18th November, 1999. The petitioner applied for compassionate appointment, that application is still pending. In support of his contention learned counsel for the petitioner placed reliance on a decision of Apex Court reported in (2000) 6 S.C.C. 493 (Balbir Kaur and another Vs. Steel Authority of India Ltd. & others, wherein it is held that denial of compassionate appointment in deserving cases perceived as denial of social and economic justice as enshrined in the Constitution; the socialistic pattern of society as envisaged in the Constitution has to be attributed its full meaning. Law courts cannot be mute spectators where relief is denied to the horrendous sufferings of a family, which has lost its breadwinner. Learned counsel also placed reliance on a decision of this Court reported in 2002(1) C.G.L.J. 257 (Smt. Bhunbai Sahu Vs. State).	

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उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक.....सन् 200

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश —2—	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अंतिम आदेश
	Having considered the facts and circumstance of the case and in view of the aforesaid decisions cited by learned counsel for the petitioner it is directed that the competent authority shall consider and take decision on the application of the petitioner seeking compassionate appointment as early as possible preferably within a period of one month from the date of production of copy of this order. If the claim is refused then a reasoned order will be passed after hearing the petitioner. In case any adverse order is passed the petitioner shall be at liberty to approach this Court afresh. With the above observations this petition is disposed of at this stage. Parties are entitled for certified copy. Copy of this order be supplied to the State counsel. **Sd/-** **Fakhruddin** **Judge**	